

Notice of Intent

Department of Natural Resources Office of Conservation

General Requirements (LAC 43:XIX.303)

In accordance with the Administrative Procedures Act, R.S. 49:950 et seq., the Office of Conservation hereby proposes to amend Statewide Order No. 29-B.

Title 43

NATURAL RESOURCES

Part XIX. Office of Conservation–General Operations

Subpart 1. Statewide Order No. 29-B

Chapter 3. Pollution Control–Onsite Storage, Treatment and Disposal of Nonhazardous Oilfield Waste (NOW) Generated from the Drilling and Production of Oil and Gas Wells (Oilfield Pit Regulations)

§303. General Requirements

A. Produced water generated from the drilling and production of oil and gas wells shall be disposed of into subsurface formations, unless discharged or disposed of according to the provisions of §303.E, or transported offsite in accordance with LAC 43:XIX, Subpart 1, Chapter 5.

B-C...

D. Produced water and other NOW generated in the drilling and production of oil and gas wells shall not be disposed of into a zone producing or productive of hydrocarbons except as provided for in LAC 43:XIX.303.O or such disposal is approved by the Office of Conservation after a public hearing or unless prior approval to use the proposed zone for such disposal can be documented.

E.-M...

N. Evidence of contamination of a groundwater aquifer or USDW may require compliance with the monitoring program of §309, compliance with the liner requirements of §307.A.1, or immediate closure of the pit.

O. The Commissioner may authorize, without the necessity of a public hearing, the disposal of produced water into a zone producing or productive of hydrocarbons upon application of the operator of the proposed disposal well. Such application shall include the following:

1. evidence establishing the production mechanism of the proposed disposal zone is aquifer expansion (water drive); and

2. evidence demonstrating the proposed disposal well is not productive in the proposed disposal zone; and
3. a plat showing the proposed disposal well is not located within 330' of a property line as it is defined in LAC 43:XIX.1901; and
4. written consent of all operators of record with existing wells within a one-fourth mile radius of such proposed disposal well; and
5. such other information which the commissioner may require.

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:4 et seq.

HISTORICAL NOTE: Promulgated by the Department of Natural Resources, Office of Conservation, LR 26:2799 (December 2000), amended LR 30:

Comments and views regarding the proposed amended rule will be accepted until 4:30 p.m., Friday, December 5, 2003. Comments should be directed, in writing, to: Office of Conservation, Injection & Mining Division – 8th Floor, P. O. Box 94275, Baton Rouge, LA 70804-9275 **(Re: Docket No. IMD 2003-06, Proposed amendment to Statewide Order No. 29-B).**

A public hearing will be held at 10:00 a.m., Tuesday, November 25, 2003 in the LaBelle Hearing Room, located on the First Floor, LaSalle Building, 617 North Third Street, Baton Rouge, Louisiana.

James H. Welsh
Commissioner of Conservation